

In The United States District Court  
For The Middle District Of Pennsylvania

Garter Brown

v.

Gildea, et al.,

FILED  
SCRANTON

SEP 26 2018

No. 3:18-cv-1527

PER AMM  
DEPUTY CLERKDeclaration In Support Of Plaintiff's  
Motion For Appointment Of Counsel

- 1) I am Plaintiff in this case. I make this declaration in support of my motion for this appointment of Counsel.
- 2) The Complaint in this case alleges that the Plaintiff is a homosexual inmate with feminine appearance in which he switch his hips and talk like a girl and wear eyeliner. Plaintiff was admitted into the RDCI, with officials already aware he was a vulnerable inmate with a history of being sexually assaulted. Plaintiff will then be forced in a cell with a violent lifer that he told officials there were enough in which he was getting extorted in population by the same "actor." The lifer made officials aware he did not want a homosexual or a ret in the cell with him. All this was ignored. Over the next (5) days officials would witness assaults and sexual assaults on Plaintiff, in which they refuse to remove him away from his violent attacker. This would lead to serious injuries that the medical department would also ignore.
- 3) This is a complex case because it contains several different legal claims under the First, Eighth, and Fourteenth Amendment.
- 4) This case involves complex medical issues that may require expert testimony.
- 5) The Plaintiff has demanded a jury trial.
- 6) The case will require discovery of documents and depositions of a number of witnesses.
- 7) The testimony will be in sharp conflict, since the Plaintiff claims happened in a cell off camera in which defendants will most likely denied having any wrong doing.
- 8) The Plaintiff has a low education level and a hard time with literacy.
- 9) The Plaintiff is currently in Primitive Segregation. For this reason, he has very limited access to legal materials and has no ability to investigate the facts of the case, for example, by locating and interviewing other inmates who were eyewitnesses to defendants' actions.
- 10) As set forth in the Memorandum of Law submitted with this motion, these facts, along with the legal merit of Plaintiff's claims, support the appointment of Counsel to represent the Plaintiff.

WHEREFORE, the Plaintiff's motion for appointment of Counsel should be Granted, pursuant to 28 USC. 1746, I do swear under Penalty of Perjury that the foregoing is true and correct, signed this 09 day of 09, 2018



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INMATE MAIL  
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